

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

OPENWAVE SYSTEMS, INC.,

Plaintiff,

v.

APPLE INC., RESEARCH IN MOTION  
LTD. and RESEARCH IN MOTION CORP.,

Defendants.

C.A. No. 11-765 (RGA)

**JURY TRIAL DEMANDED**

**DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT OF NON-INFRINGEMENT**

Defendants Blackberry Ltd. (f/k/a Research In Motion Ltd.) and Blackberry Corp. (f/k/a Research In Motion Corp.) (together, "Blackberry") and Apple Inc. ("Apple") respectfully move for summary judgment of non-infringement of U.S. Patent Nos. 6,405,037; 6,430,409; and 6,625,447 (the "Asserted Patents").

The grounds for this motion are set forth in Defendants' Opening Brief in Support of Motion for Summary Judgment of Non-Infringement, which is being filed contemporaneously herewith.

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Dated: April 29, 2014

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**[PROPOSED] ORDER**

Having considered Defendants' Motion for Summary Judgment of Non-Infringement and all related briefing and argument,

**IT IS HEREBY ORDERED** this \_\_\_\_ day of \_\_\_\_\_, 2014 that the Motion is **GRANTED**.

\_\_\_\_\_  
UNITED STATES DISTRICT COURT JUDGE